

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:10-cr-00252-FDW-SCR**

UNITED STATES OF AMERICA,)	<u>ORDER OF CONTINUING GARNISHMENT</u>
Plaintiff,)	
))	
v.)	
))	
TYREE GREGG,)	
Defendant,)	
))	
and)	
))	
FASTLANE PARENT COMPANY, INC.)	
AND SUB. d/b/a FLEETPRIDE,)	
Garnishee.)	
))	

THIS MATTER is before the Court on the Government's Motion for Order of Continuing Garnishment (Doc. No. 275) and the Answers of Garnishee (Doc. Nos. 273, 274).

Judgment in the criminal case was entered on May 30, 2012. (Doc. No. 176). As part of that Judgment, Defendant Tyree Gregg was ordered to pay an assessment of \$300.00 and restitution of \$100,957.11 to the victims of his crime. Id.

On August 12, 2024, the Court entered a Writ of Continuing Garnishment ("Writ") as to Garnishee, Fastlane Parent Company, Inc. and Sub. d/b/a FleetPride. (Doc. No. 270). Defendant was served with the Writ and Instructions notifying him of his right to request a hearing and/or claim exemptions on September 27, 2024. (Doc. No. 272). Garnishee was served with the Writ and Instructions on August 16, 2024. Id. Garnishee filed its Answers on September 23, 2024, and September 30, 2024, stating that at the time of service of the Writ, Garnishee had in its custody, control, or possession property or funds owned by Defendant, including nonexempt, disposable earnings. (Doc. Nos. 273, 274). Garnishee certified that it served the Answers on the Defendant

on September 3, 2024. *Id.* Defendant did not request a hearing, and the statutory time to do so has elapsed.

IT IS THEREFORE ORDERED that an Order of Continuing Garnishment is hereby **ENTERED** in the amount of \$10,919.08, the balance due computed through August 12, 2024. Garnishee shall pay the United States up to the lesser of:

1. twenty-five percent (25%) of Defendant's disposable earnings which remain after all deductions required by law have been withheld, or
2. the amount by which Defendant's disposable earnings for each week exceed thirty (30) times the federal minimum wage.

See 15 U.S.C. § 1673(a). Garnishee shall continue payments until the debt to the United States is paid in full; until Garnishee no longer has custody, possession, or control of any property belonging to Defendant; or until further Order of this Court.

Payments should be made payable to the United States Clerk of Court and mailed to:

CLERK OF THE UNITED STATES DISTRICT COURT
ATTN: FINANCE DEPARTMENT
401 WEST TRADE STREET
CHARLOTTE, NORTH CAROLINA 28202

To ensure that each payment is credited properly, the following should be included on each check:
Defendant's Name Tyree Gregg, Case Number DNCW3:10CR252-5.

IT IS FURTHER ORDERED that Garnishee shall advise this Court if Defendant's employment is terminated at any time by Garnishee or Defendant.

IT IS FURTHER ORDERED that the United States shall submit this debt to the Treasury for inclusion in the Treasury Offset Program. Under this program, any federal payment Defendant would normally receive may be offset and applied to this debt.

SO ORDERED.

Signed: November 12, 2024


Susan C. Rodriguez
United States Magistrate Judge

